

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1241 be amended to read as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 natural and cultural resources and to make an appropriation.
- 4 Page 6, between lines 29 and 30, begin a new paragraph and insert:
- 5 "SECTION 10. IC 14-34-13-2 IS AMENDED TO READ AS
- 6 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 2. (a) ~~Except as~~
- 7 ~~provided in subsection (b);~~ **Beginning July 1, 2003,** all operators of
- 8 underground coal mining operations subject to this article shall pay to
- 9 the department for deposit in the natural resources reclamation division
- 10 fund established by IC 14-34-14-2 a reclamation fee of two cents
- 11 (\$0.02) per ton of coal produced.
- 12 ~~(b) All operators of underground coal mining operations that:~~
- 13 ~~(1) have no support facilities located within Indiana; but~~
- 14 ~~(2) produce coal from reserves located within Indiana;~~
- 15 ~~shall pay to the department for deposit in the natural resources~~
- 16 ~~reclamation division fund a reclamation fee of one cent (\$0.01) per ton~~
- 17 ~~of coal produced from Indiana:".~~
- 18 Page 7, after line 24, begin a new paragraph and insert:
- 19 "SECTION 12. [EFFECTIVE JULY 1, 2002] (a) **There is**
- 20 **appropriated to the natural resources reclamation division fund**
- 21 **established by IC 14-34-14-2 two hundred fifty thousand dollars**
- 22 **(\$250,000) from the post-1977 abandoned mine reclamation fund**
- 23 **established by IC 14-34-6-15 for its use beginning July 1, 2002, and**

1 ending June 30, 2003.

2 (b) This SECTION expires January 1, 2004.

3 SECTION 13. [EFFECTIVE APRIL 1, 2002] (a) Notwithstanding
4 IC 14-34-13-1 and IC 14-34-13-2, the following reclamation fee
5 schedule applies with respect to coal mining operations for the
6 period beginning April 1, 2002, and ending June 30, 2003:

7 (1) All operators of surface coal mining operations subject to
8 IC 14-34 shall pay to the department of natural resources for
9 deposit in the natural resources reclamation division fund
10 established by IC 14-34-14-2 a reclamation fee of five and
11 five-tenths cents (\$0.055) per ton of coal produced.

12 (2) All operators of underground coal mining operations
13 subject to IC 14-34 shall pay to the department of natural
14 resources for deposit in the natural resources reclamation
15 division fund established by IC 14-34-14-2 a reclamation fee
16 of three cents (\$0.03) per ton of coal produced.

17 (b) After June 30, 2003, the reclamation fees paid by coal
18 mining operators are the amounts per ton specified in
19 IC 14-34-13-1 and IC 14-34-13-2, as amended by this act.

20 (c) This SECTION expires January 1, 2004.

21 SECTION 14. An emergency is declared for this act.".

22 Renumber all SECTIONS consecutively.

(Reference is to HB 1241 as printed January 30, 2002.)

Representative Stilwell